

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 245 be amended to read as follows:

- 1 Page 5, line 36, delete "stand alone telephone" and insert "**telephone**
- 2 **exchange service (as defined in 47 U.S.C. 153(47)) that is provided**
- 3 **to a customer through the customer's primary line.**
- 4 **(b) The term includes, at a minimum, the following:**
- 5 **(1) Voice grade access to the public switched telephone**
- 6 **network with minimum bandwidth of three hundred (300) to**
- 7 **three thousand (3,000) hertz.**
- 8 **(2) Dual tone multifrequency signaling and single party**
- 9 **service.**
- 10 **(3) Unlimited local calling within the same local service area**
- 11 **(as defined in 170 IAC 7-1.2-2(25)) available to a similarly**
- 12 **situated customer on January 1, 2006.**
- 13 **(4) Access to:**
- 14 **(A) emergency services, including access to 911 and**
- 15 **enhanced 911 if provided by the local government having**
- 16 **jurisdiction in the service area;**
- 17 **(B) operator services;**
- 18 **(C) local directory assistance;**
- 19 **(D) telephone relay services; and**
- 20 **(E) interexchange service.**
- 21 **(5) Toll limitation services for qualifying low income**
- 22 **customers.**
- 23 **(c) The term does not include the following:**
- 24 **(1) A functionally equivalent service provided by a person or**
- 25 **an entity described in IC 8-1-2-1.1.**

(2) A monthly rate structure for local exchange telephone service based on usage.

(d) A service described in this section is a basic telecommunications service regardless of whether the service is purchased by the customer:

(1) in conjunction with another service;

(2) as part of:

(A) a package or bundle of services;

(B) a promotion; or

(C) a contract; or

(3) at a discounted price."

Page 5, delete lines 37 through 42.

Page 6, delete lines 1 through 20.

Page 6, line 31, delete "service, except when the service" and insert "service;"

Page 6, delete lines 32 through 36.

Page 9, line 11, delete "(a) As used in this section," and insert "A provider that offers basic telecommunications service in Indiana:

(1) must offer a flat monthly rate with unlimited local calling for basic telecommunications service in each local exchange area in Indiana in which the provider offers basic telecommunications service; and

(2) may not, in any local exchange area in Indiana in which the provider offers basic telecommunications service, offer any service plan for basic telecommunications service that includes measured local service."

Page 9, delete lines 12 through 42.

Delete pages 10 through 12.

Page 13, delete lines 1 through 13.

Page 13, line 16, delete "Except as provided in" and insert "Notwithstanding any other provision of this chapter, the commission shall continue to exercise jurisdiction over the rates, terms, and conditions of service for basic telecommunications service."

Page 13, delete lines 17 through 19.

Page 20, line 11, delete "1.2, 1.4," and insert "1.2".

Page 20, line 12, delete "following both during" and insert "following,"

Page 20, delete line 13.

Page 20, line 14, delete "chapter,"

Page 22, line 40, after "to" insert "nonbasic telecommunications service offered by".

Page 23, line 14, after "over" insert "nonbasic telecommunications service offered by".

Page 24, line 2, after "of the" insert "commission; or".

Page 24, delete lines 3 through 4.

Page 24, line 12, delete "IC 8-1-17-22.5 at any time during the" and

- 1 insert **"IC 8-1-17-22.5."**
  - 2 Page 24, delete line 13 through 16.
  - 3 Page 47, line 37, delete "a provider and a certificate" and insert
  - 4 **"nonbasic telecommunications service offered by a provider or a**
  - 5 **certificate"**.
  - 6 Page 52, line 41, delete "in:" and insert **"in IC 8-1-32.6-8 or in**
  - 7 **section 13 or 16 of this chapter,"**.
  - 8 Page 52, delete line 42.
  - 9 Page 53, delete lines 1 through 2.
  - 10 Run in page 52, line 41, through page 53, line 3.
  - 11 Page 53, line 5, delete "using any available" and insert **"using:**
  - 12 **(1) basic telecommunications service; or**
  - 13 **(2) any other available technology acceptable to the affected**
  - 14 **customer."**.
  - 15 Page 53, delete line 6.
  - 16 Page 91, delete lines 14 through 28.
  - 17 Renumber all SECTIONS consecutively.
- (Reference is to ESB 245 as printed February 22, 2006.)

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Representative Austin